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Patent

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Attorney Docket # 4804-4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Stefan Lukas et al.

Serial No.: 09/177,427

Filed: October 22, 1998

For: Taste Masked Pharmaceutical Compositions

Examiner: Berman, A.

Group Art: 1615

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on

June 28, 2000
(Date of Deposit)

Vincent M. Fazzari
Name of applicant, assignee or Registered Representative

Signature

June 28, 2000
Date of Signature

Assistant Commissioner for Patents
Washington, DC 20231

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INFORMATION DISCLOSURE STATEMENT

S I R:

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In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed Form PTO 1449. Copies of the listed documents are also enclosed.

The cited article does not show or suggest a composition which is both taste masked and has a sustained release of the active compounds. Rather, the cited article reports an investigation into the use of β -cyclodextrin to enhance solubility.

This information is being submitted subsequent to the later of three months after the filing date of the present application or the mailing of the first Office Action on the merits, but before the mailing of a final Action or the Notice of Allowance.

Accordingly, a check in the amount of **\$240** is enclosed to cover the fee under 37 CFR §1.17(p).

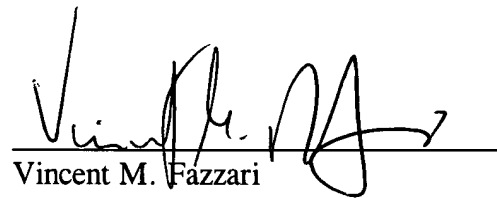
It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

In accordance with 37 C.F.R §§1.97(g) and (h), the filing of this Information Disclosure Statement should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in §1.56(b), or that any cited document listed or attached is (or constitutes) prior art. Unless otherwise indicated, the date of publication indicated for an item is taken from the face of the item and Applicants reserve the right to prove that the date of publication is in fact different.

Any additional fees or charges required at this time in connection with the application may be charged to our Patent and Trademark Office Deposit Account No. 03-2412.

Respectfully submitted,
COHEN, PONTANI, LIEBERMAN & PAVANE

By:


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